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2143

PATENT
Attorney Docket No.: AVARS-02200

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Group Art Unit: 2143
Michael Lloyd et al.) Examiner: Nguyen, Phuoc H.
Serial No.: 09/903,423) **TRANSMITTAL LETTER**
Filed: July 10, 2001)
For: **SYSTEM AND METHODS FOR**) 162 N. Wolfe Road
ROBUST, REAL-TIME) Sunnyvale, CA 94086
MEASUREMENT OF NETWORK) (408) 530-9700
PERFORMANCE) Customer No.: 28960

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed please find a Supplemental Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) for the Supplemental Information Disclosure Statement, and Form PTO-1449 including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 7-26-06

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a)) -
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

7-26-06 By: Thomas B. Haverstock



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Michael Lloyd et al.)	Examiner: Nguyen, Phuoc H.
Serial No.: 09/903,423)	<u>CERTIFICATION FOR</u>
Filed: July 10, 2001)	<u>SUPPLEMENTAL INFORMATION</u>
For: SYSTEM AND METHODS FOR)	<u>DISCLOSURE STATEMENT UNDER 37</u>
ROBUST, REAL-TIME)	<u>CFR § 1.97(e)</u>
MEASUREMENT OF NETWORK)	162 N. Wolfe Road
PERFORMANCE)	Sunnyvale, CA 94086
)	(408) 530-9700
)	Customer No.: 28960

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

Certification

I, the person signing below, hereby certify that the printed publications contained in the enclosed supplemental information disclosure statement were cited within an Official Action mailed on June 6, 2006. **Accordingly, I hereby certify that no reference contained within this supplemental information disclosure statement was cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, no reference contained within this supplemental information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement. 37 C.F.R. 1.97(e)(2).**

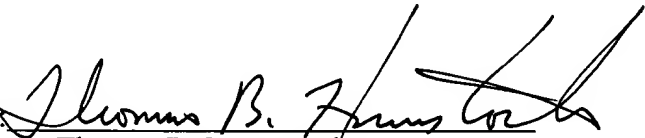
Identification of Person Making Certification

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 7-26-06

By:


Thomas B. Haverstock
Reg. No.: 32,571

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HAVERSTOCK & OWENS LLP.

Date: 7-26-06 By: 

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In re Application of:

Michael Lloyd et al.

Serial No.: 09/903,423

Filed: July 10, 2001

For: **SYSTEM AND METHODS FOR
ROBUST, REAL-TIME
MEASUREMENT OF NETWORK
PERFORMANCE**



) Group Art Unit: 2143

) Examiner: Nguyen, Phuoc H.

) **SUPPLEMENTAL INFORMATION**
) **DISCLOSURE STATEMENT**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

) Customer No.: 28960

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicants have become aware of the following printed publications which may be material to the examination of this application:

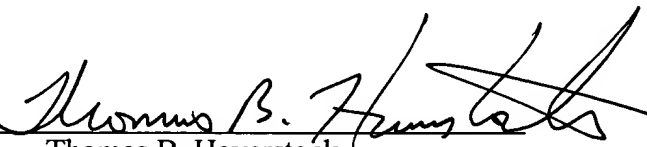
- U.S. Patent No. 2002/0087687 A1;
- U.S. Patent No. 2002/0152318 A1;
- U.S. Patent No. 2005/0185654 A1;
- U.S. Patent No. 5,471,623;
- U.S. Patent No. 5,574,938;
- U.S. Patent No. 5,659,796;
- U.S. Patent No. 5,935,216;
- U.S. Patent No. 5,944,779;
- U.S. Patent No. 6,317,778 B1;
- U.S. Patent No. 6,819,662 B1;
- U.S. Patent No. 6,993,584 B2;

- U.S. Patent No. 7,043,541 B1; and
- U.S. Patent No. 7,043,562 B2.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

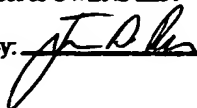
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Attorneys for Applicants

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HAVERSTOCK & OWENS LLP.

Date: 7-26-06 By: 

FORM PTO-1449 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: AVARS-02200		Serial No.: 09/903,423	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use Several Sheets If Necessary)				Applicant: Michael Lloyd et al.			
(37 CFR § 1.98(b))				Filing Date: 07/10/2001		Group Art Unit: 2143	

U.S. PATENT DOCUMENTS							
Examiner Initials	Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date	
AA	2002/0087687 AI	07/04/2002	Zaifman et al.	709	225	09/18/2001	
AB	2002/0152318 AI	10/17/2002	Menon et al.	709	231	03/04/2002	
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AG	5,935,216	08/10/1999	Benner et al.	709	248	08/22/1991	
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AM	7,043,562 B2	05/09/2006	Dally et al.	709	238	06/09/2003	
AN							
AO							

FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS								
		Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation	
							Yes	No
	AP							
	AQ							
	AR							
	AS							
	AT							

OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)		
	AU	
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	BB	
	BC	

Examiner:	Date Considered:
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EXAMINER:	Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
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